

SURFACE TRANSPORTATION BOARD
SECTION OF ENVIRONMENTAL ANALYSIS

#E0-394
RJ

POST ENVIRONMENTAL ASSESSMENT

ENVIRONMENTAL RECOMMENDATIONS IN STB DOCKET NO. AB-563 (Sub-No. 1X)

January 17, 2007

ABANDONMENT TYPE

The time for comments on the Environmental Assessment (EA) has expired in this:

(X) Notice of Exemption () Petition for Exemption () Regulated Abandonment

() **NO NEW COMMENTS WERE RECEIVED**

(X) **NEW COMMENTS WERE RECEIVED**

By decision served September 23, 1999, the Board imposed three environmental conditions in this abandonment proceeding. These conditions were as follows: Kansas Eastern Railroad, Inc. shall 1) consult with the National Geodetic Survey (NGS) and provide NGS with 90 days notice prior to disturbing or destroying any geodetic station markers; (2) consult with the Kansas Department of Health and Environment in Topeka to determine if a permit is required under section 402 of the Clean Water Act, 33 U.S.C. 1342; and (3) retain its interest in and take no steps to alter the historic integrity of the Beaumont St. Louis and San Francisco Railroad Water Tank until completion of the section 106 process of the National Historic Preservation Act, 16 U.S.C. 470f.

Comments

The Kansas Historical Society (State Historic Preservation Officer or SHPO) has submitted a letter indicating that the proposed abandonment would not adversely affect any property listed or eligible for listing on the National Register of Historic Places. Accordingly, based on consultation with the SHPO, we have determined that the proposed abandonment would not adversely affect any historic resources and that the Section 106 process has been completed. Thus, we recommend that the previously imposed Section 106 condition be removed.

SEA CONTACT: Rini Ghosh (202) 565-1539

KANSAS

Kansas State Historical Society
Cultural Resources Division

KATHLEEN SEBELIUS, GOVERNOR

January 5, 2007

The Honorable Vernon Williams, Secretary
Surface Transportation Board
1925 K Street, NW, Suite 715
Washington DC 20423

Re: Docket No: AB-563 (Sub-No. 1X), Kansas Eastern Railroad, Inc. – Abandonment Exemption-In
Butler & Greenwood Counties, KS

Docket No: AB-471 (sub-No. 2X), South Kansas and Oklahoma Railroad, Inc.-Discontinuance
Exemption-In Butler & Greenwood Counties, KS

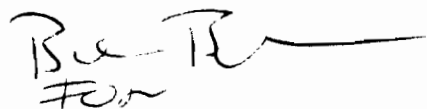
Dear Secretary Williams:

Our staff has reviewed the materials received December 22, 2006, regarding the above
referenced project in accordance with 36 CFR 800. The SHPO has determined the proposed
project will not adversely affect any property listed or eligible for listing on the National Register
of Historic Places.

If you have any questions regarding this review, please contact Robert Bettis (785) 272-8681
ext. 226.

Sincerely,

Jennie Chinn
State Historic Preservation Officer



Patrick Zollner
Deputy State Historic Preservation Officer